

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT
(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.
1222

In Re Application Of: KUNZ, M., ET AL

Serial No.
09/601,431

Filing Date
08/02/2000

Examiner

Group Art Unit

Title: COMPOSITION FOR DYEING HAIR

Address to:

Assistant Commissioner for Patents
Washington, D.C. 20231

37 CFR 1.97(b)

1. ☒ The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application; within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; or before the mailing date of a first Office Action on the merits, whichever event occurs last.

37 CFR 1.97(c)

2. ☐ The Information Disclosure Statement submitted herewith is being filed after three months of the filing of a national application, or the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; or after the mailing date of a first Office Action on the merits, whichever occurred last but before the mailing date of either:

1. a Final Action under 37 CFR 1.113, or
 2. a Notice of Allowance under 37 CFR 1.311,
- whichever occurs first.

Also submitted herewith is:

- ☐ a certification as specified in 37 CFR 1.97(e);

OR

- ☐ the fee set forth in 37 CFR 1.17(p) for submission of an Information Disclosure Statement under 37 CFR 1.97(c).

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Payment of Fee

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

- ☐ A check in the amount of _____ is attached.
- ☐ The Assistant Commissioner is hereby authorized to charge and credit Deposit Account No. _____ as described below. A duplicate copy of this sheet is enclosed.
- ☐ Charge the amount of _____
- ☐ Credit any overpayment.
- ☐ Charge any additional fee required.

Certificate of Transmission by Facsimile*

I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. _____)

on _____
(Date)

Signature

Typed or Printed Name of Person Signing Certificate

Certificate of Mailing by First Class Mail

I certify that this document and fee is being deposited [MARCH 10, 2003] with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Signature of Person Mailing Correspondence

MICHAEL J. STRIKER

Typed or Printed Name of Person Mailing Correspondence

*This certificate may only be used if paying by deposit account.

Dated: MARCH 10, 2003

Signature

CC:



UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner:..

Group: Attorney Docket # 1222

Applicant(s): KUNZ, M., ET AL

Serial No.: 09/601,431

Filed: 08/02/2000

For : COMPOSITION FOR DYEING HAIR

INFORMATION DISCLOSURE STATEMENT

March 10, 2003

Honorable Commissioner of Patents
and Trademarks
Washington, D.C. 20231


S I R S:

- ☐ In accordance with the Duty of Disclosure, Applicant(s) submit(s) herewith a copy of a Foreign Search Report in a counterpart application and copies of the reference(s) indicated therein.
- ☐ In the event that the Foreign Search Report is in a foreign language, a translation thereof is herewith submitted.
- ☒ Attached hereto is a FORM PTO 1449 listing the references.
- ☐ Attached hereto is a copy of a reference cited in the specification of the application as filed. The specification itself recites the relevance of these documents, and pursuant to M.P.E.P. Section 609 A (3) this represents an acceptable Statement of Relevancy. The reference(s) appear(s) at the following page(s) and line(s) of the specification:
- ☐ Applicant petitions for consideration of this Information Disclosure Statement since it is being submitted after receipt of an office action. It is respectfully requested that the required fee be charged to the account of the undersigned: 19-4675.

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- ☒ Attached hereto are copies of references cited which may be pertinent to this application. Since the references are in the English language, no statement of relevancy is submitted.
- ☐ Attached hereto is a copy of the Office Action issued in the corresponding German application, together with a translation thereof and copies of the references cited therein. A list of the cited references is also attached.
- ☐ Attached hereto copies of references cited which may be pertinent to this application. An English translation of the references is also attached.
- ☒ Attached hereto is a Statement of Relevancy and copies of references cited therein.
- ☐ The relevancy of each reference can be found in the English language Abstract attached thereto

Respectfully submitted,


Michael J. Striker
Attorney for Applicant(s)
Reg. No. 27233



STATEMENT

OF RELEVANCY FOR 09/601,431

DE-OS 197 17 222: This publication relates to a dyeing agent for keratin fibers, which (a) contain a keto and/or aldehyde compound, (b) a particular compound with a primary or secondary amino group or hydroxy group, as well as (c) a color intensifier, different from (b), from the group comprising piperidine, pyridine, imidazole, pyrrolidine, pyrrolidone, pyrazole, triazole, piperazidine and their directors. The compounds, named as being suitable compounds (b), also include 1,2,3,3-tetramethyl-3H-indolium salts.

DE-OS 197 17 223: This publication relates to dyeing agents for keratin fibers, which contain at least one amino vinyl aldehyde or an amino vinyl ketone of a general formula, as dyeing component. In addition, this is agent may also contain certain compounds with a primary or secondary amino group or hydroxy group, such as 1,2,3,3-tetramethyl-3H-indolium salts.

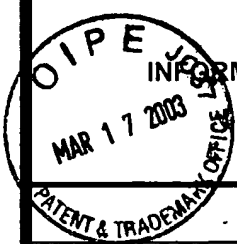
DE-OS 197 17 224: This publication relates to dyeing agents for keratin fibers, which contain, as dyeing components, at least one particular unsaturated aldehyde of a general formula. In addition, the agent may also contain certain compound with a primary or secondary amino group or hydroxy group, such as 1,2,3,3-tetramethyl-3H-indolium salts.

DE-OS 197 17 280 This publication relates to dyeing agents for keratin fibers, which contain at least a particular, heterocyclic carbonyl compound of a general formula. In addition, this agent may also contain compound with a primary or secondary amino group or hydroxy group, such as 1,2,3,3-tetramethyl-3H-indolium salts.

DE-OS 197 32 016: This publication was issued only after our earliest priority date and should therefore not be a relevant state of the art for these US granting proceedings.

DE-PS 197 16 780: This publication relates to an agent for dyeing and decolorizing fibers, for which hair is dyed with a conventional oxidative or not oxidative dyeing agent and decolorized once again reductively at a later time. However, the new dyeing system, which is described in our present invention, is not described in this publication.

W. Umbach, "Kosmetik: Entwicklung, Herstellung u. Anwendung kosmetischer Mittel (Development, Preparation and Use of Cosmetic Agents)"; Georg Thieme Verlag Stuttgart; page 284 (1988): This publication is a general cosmetics textbook which describes dyeing agents and decolorizing agents in general. Neither the new dyeing system nor the combination of this system with a reductive dyeing agent is described there.



INFORMATION DISCLOSURE CITATION

(Use several sheets if necessary)

ATTY DOCKET NO.
1222SERIAL NO.
09/601,431APPLICANT(S)
KUNZ, M., ET ALFILING DATE
08/02/2000

GROUP

U.S. PATENT DOCUMENTS

*EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	6,371,993 B1	04/16/2002	MOELLER ET AL			

FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO
	197 17 222 A1	10/29/98	DE				✓
	197 17 223 A1	10/29/98	DE				✓
	197 17 224 A1	10/29/98	DE				✓
	197 17 280 A1	10/29/98	DE				✓
	197 32 016 A1	01/29/99	DE				✓

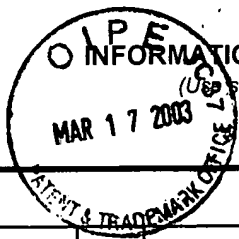
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

			W. UMBACH "KOSMETIK, ENYWICKLUNG, HERSTELLUNG U..." GEORG THIEME VERLAG, STUTTGART, P. 284, 1998.

EXAMINER

DATE CONSIDERED

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.



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APPLICANT(S) KUNZ, M., ET AL	
FILING DATE 08/02/2000	GROUP

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FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
		197 16 780 C1	11/26/98	DE				✓

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

EXAMINER	DATE CONSIDERED
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.